

LEGISLATURE OF NEBRASKA  
NINETY-SIXTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 240**

Introduced by Engel, 17; Bromm, 23; Coordsen, 32; Kristensen, 37;  
Wehrbein, 2; Raikes, 25

Read first time January 11, 1999

Committee: Health and Human Services

A BILL

- 1 FOR AN ACT relating to the Foster Care Review Act; to amend section
- 2 43-1314.01, Reissue Revised Statutes of Nebraska; to
- 3 eliminate duties of the Executive Board of the
- 4 Legislative Council and provisions relating to additional
- 5 employees; and to repeal the original section.
- 6 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 43-1314.01, Reissue Revised Statutes  
2 of Nebraska, is amended to read:

3           43-1314.01. (1) The State Foster Care Review Board shall  
4 be responsible for the conduct of periodic reviews which shall be  
5 identified as reviews which meet the federal requirements for  
6 six-month case reviews pursuant to the federal Adoption Assistance  
7 and Child Welfare Act of 1980, Public Law 96-272. The state board  
8 shall be fiscally responsible for any noncompliance sanctions  
9 imposed by the federal government related to the requirements for  
10 review outlined in the federal Adoption Assistance and Child  
11 Welfare Act of 1980, Public Law 96-272. It is the intent of the  
12 Legislature that beginning October 1, 1996, the state board shall  
13 be the only state agency with the responsibility to conduct  
14 six-month case reviews pursuant to the federal Adoption Assistance  
15 and Child Welfare Act of 1980, Public Law 96-272.

16           (2) It is the intent of the Legislature that any  
17 six-month court review of a juvenile pursuant to sections 43-278  
18 and 43-1313 shall be identified as a review which meets the federal  
19 requirements for six-month case reviews pursuant to the federal  
20 Adoption Assistance and Child Welfare Act of 1980, Public Law  
21 96-272.

22           (3) The state board may assist the Department of Health  
23 and Human Services as to eligibility under Title IV-E for state  
24 wards and eligibility for Supplemental Security Income,  
25 Supplemental Security Disability Income, Veterans Administration,  
26 or aid to families with dependent children benefits, for child  
27 support orders of the court, and for medical insurance other than  
28 medicaid.

1           ~~(4) Between January 1, 1998, and August 1, 1998, a review~~  
2           ~~of the state board shall be completed by the Executive Board of the~~  
3           ~~Legislative Council or its designee. This review shall include a~~  
4           ~~determination of the state board's timely performance in meeting~~  
5           ~~federal guidelines, a cost analysis of its case reviews, an~~  
6           ~~analysis as to the quality of reviews, and the effectiveness of~~  
7           ~~such reviews on the children within the state foster care system.~~

8           ~~(5) On or before November 1, 1998, the Executive Board of~~  
9           ~~the Legislative Council or its designee shall make findings and~~  
10          ~~recommendations to the Legislature as to the areas noted in~~  
11          ~~subsection (4) of this section.~~

12          ~~(6) On July 1, 1996, seven full-time employees shall be~~  
13          ~~added to the state board. On September 30, 1996, three full-time~~  
14          ~~employees shall be added to the state board.~~

15                 Sec. 2.     Original section 43-1314.01, Reissue Revised  
16                 Statutes of Nebraska, is repealed.